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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Martin FRITZSCHE et al.

Confirmation No.: 2724

Appln. No.: 10/534,245

Art Unit: 2624

Filed: May 9, 2005

Examiner: BELLA, MATTHEW C

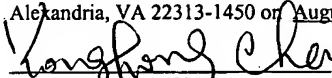
For: **METHOD AND DEVICE FOR DETERMINING THE THREE-DIMENSIONAL POSITION OF PASSENGERS IN A MOTOR VEHICLE**

Attorney Docket No.: 3926.149

Customer No.: 30448

CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited either by facsimile to 571-273-8300 or with the U.S. Postal Service as First Class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 15, 2006.

  
Yonghong Chen, Reg. No. 56,150

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §1.97 and §1.98**

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the following documents for the above-identified application. Copies of any non-US documents set forth below and listed on the attached Forms PTO/SB/08A & PTO/SB/08B, copy of the International Search Report (ISR) issued in the corresponding application are provided herewith.

1. EP 1 134 691 A2 (in English)
2. US 2001/0000025 A1
3. WO 99/53430 A1 (in English)
4. US 6,463,176 B1
5. US 6,088,640
6. EP 0 703 094 A1 (in English)
7. COLOMBO ET AL.: "Real-time head tracking from the deformation of eye contours using a piece wise affine camera," Pattern Recognition Letters, 1999, pages 721-730, Vol. 20, No. 7, Amsterdam, NL (in English)
8. DEVY ET AL.: "Detection and classification of passenger seat occupancy using stereovision," Intelligent Vehicle Symposium, 2000, pages 714-719, Piscataway, NJ (in English)
9. KRUMM ET AL.: "Video occupant detection for airbag deployment," Applications of Computer Vision, 1998, pages 30-35, IEEE COMPUT. SOC, US (in English)

Documents 1-9 were cited in the ISR.

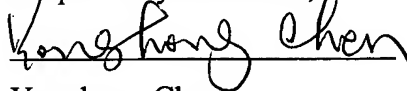
Since the present Information Disclosure Statement is being filed before the mailing date of a first Office Action on merits, no statement under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

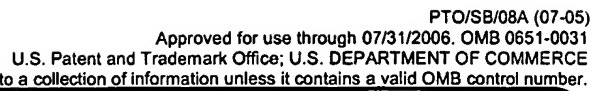
Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Forms PTO/SB/08A & PTO/SB/08B be returned in accordance with MPEP §609.

**Date: August 15, 2006**

Respectfully submitted,



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**Complete if Known**

**(Use as many sheets as necessary)**

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|-------|---|----|---|
| Sheet | 1 | of | 1 |
|-------|---|----|---|

|                        |                  |
|------------------------|------------------|
| Application Number     | 10/534,245       |
| Filing Date            | 05/09/2005       |
| First Named Inventor   | Martin FRITZSCHE |
| Art Unit               | 2624             |
| Examiner Name          | BELLA, MATTHEW C |
| Attorney Docket Number | 3926.149         |

## U. S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. <sup>1</sup> | Foreign Patent Document                                                           | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | T <sup>2</sup> |
|--------------------|-----------------------|-----------------------------------------------------------------------------------|--------------------------------|-------------------------------------------------|---------------------------------------------------------------------------|----------------|
|                    |                       | Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) |                                |                                                 |                                                                           |                |
|                    |                       | EP 1 134 691 A2                                                                   | 09-19-1988                     | CERAMIC SYSTEMS CORPORATION                     |                                                                           |                |
|                    |                       | WO 99/53430 A1                                                                    | 10-21-1999                     | EYEMATIC INTERFACES, INC.                       |                                                                           |                |
|                    |                       | EP 0 703 094 A1                                                                   | 03-27-1996                     | I.D. TEC, S.L.                                  |                                                                           |                |
|                    |                       |                                                                                   |                                |                                                 |                                                                           |                |
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|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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PTO/SB/08B (07-05)  
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| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(Use as many sheets as necessary) |      | <b>Complete if Known</b> |                  |
|                                                                                                   |      | Application Number       | 10/534,245       |
|                                                                                                   |      | Filing Date              | 05/09/2005       |
|                                                                                                   |      | First Named Inventor     | Martin FRITZSCHE |
|                                                                                                   |      | Art Unit                 | 2624             |
|                                                                                                   |      | Examiner Name            | BELLA, MATTHEW C |
| Sheet 1                                                                                           | of 1 | Attorney Docket Number   | 3926.149         |

| NON PATENT LITERATURE DOCUMENTS |                       |                                                                                                                                                                                                                                                                 |                |
|---------------------------------|-----------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| Examiner Initials*              | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|                                 |                       | COLOMBO ET AL.: "Real-time head tracking from the deformation of eye contours using a piece wise affine camera," Pattern Recognition Letters, 1999, pages 721-730, Vol. 20, No. 7, Amsterdam, NL                                                                |                |
|                                 |                       | DEVY ET AL.: "Detection and classification of passenger seat occupancy using stereovision," Intelligent Vehicle Symposium, 2000, pages 714-719, Piscataway, NJ                                                                                                  |                |
|                                 |                       | KRUMM ET AL.: "Video occupant detection for airbag deployment," Applications of Computer Vision, 1998, pages 30-35, IEEE COMPUT. SOC, US                                                                                                                        |                |
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|--------------------|-----------------|
| Examiner Signature | Date Considered |
|--------------------|-----------------|

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1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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